(2) Whenever any enforcement action is instituted by or on behalf of the United States with respect to any matter which is or could be the subject of a private right of action under this chapter, the running of the statute of limitations in respect of every private right of action arising under this chapter and based in whole or in part on such matter shall be suspended during the pendency of the enforcement action so instituted and for one year thereafter: Provided, That whenever the running of the statute of limitations in respect of a cause of action arising under this chapter is suspended under this paragraph, any action to enforce such cause of action shall be forever barred unless commenced either within the period of suspension or within the four-year period referred to in paragraph (1) of this section.

(Pub. L. 91-607, title I, §106(g), Dec. 31, 1970, 84 Stat. 1768.)

## § 1978. Actions under other Federal or State laws unaffected; regulations or orders barred as a defense

Nothing contained in this chapter shall be construed as affecting in any manner the right of the United States or any other party to bring an action under any other law of the United States or of any State, including any right which may exist in addition to specific statutory authority, challenging the legality of any act or practice which may be proscribed by this chapter. No regulation or order issued by the Board under this chapter shall in any manner constitute a defense to such action.

(Pub. L. 91-607, title I, §106(h), Dec. 31, 1970, 84 Stat. 1768.)

# CHAPTER 23—FARM CREDIT SYSTEM

Sec. 2001. 2002.	Congressional objectives. Farm Credit Sy		f policy and
	SUBCHAPTER I—FAR	M CREDIT B	ANKS
2011	Establishment	charters	titles

2011.	Establishment,	charters,	titles,
	branches.		
2012.	Board of directors		
2013.	General corporate	powers.	
2014.	Farm Credit Bank	capitalization.	
2015.	Lending authority	7.	
2016.	Interest rates and	other charges.	
2017.	Eligibility.		
2018.	Security; terms.		
2019.	Purposes for exter	sions of credit.	
2020.	Related services.		
2021.	Loans through ass	sociations or age	ents.
2022.	Liens on stock.		
2023.	Taxation.		
SUBCHAPTER II—FARM CREDIT ASSOCIATIONS			

# PART A-PRODUCTION CREDIT ASSOCIATIONS

2071.	Organization and charters.
2072.	Board of directors.
2073.	General corporate powers.
2074.	Production credit association capitalization.
2075.	Short- and intermediate-term loans; participation; other financial assistance; terms; conditions; interest; security.
2076.	Other services.
2076a.	Liens on stock.

Bec.	
2077.	Taxation.

### PART B-FEDERAL LAND BANK ASSOCIATIONS

2091.	Organizations; articles; charters; powers of the Farm Credit Administration.
2092.	Board of directors.
2093.	General corporate powers.
2094.	Federal land bank association capitalization.
2095.	Repealed.

2096.

Agreements for sharing gains or losses. 2097. Liens on stock.

2098 Taxation.

# SUBCHAPTER III—BANKS FOR COOPERATIVES

# PART A-BANKS FOR COOPERATIVES

2121.	Establishment; titles; branches.	
2122.	Corporate existence; general corporate	
	powers.	
01.00	To 1 6 1: 4	

2123. Board of directors.

2124. Stock of banks for cooperatives.

2125. Dividends.

2126. Retirement of stock.

Guaranty fund subscriptions in lieu of 2127.stock.

2128. Loans, commitments, and technical and financial assistance.

2129. Eligibility.

Ownership of stock by borrowers. 2130

2131. Loans.

2132.Earnings and reserves; application of savings.

2133. Distribution of assets on liquidation or dissolution.

Taxation. 2134

2141

#### PART B—UNITED AND NATIONAL BANKS FOR COOPERATIVES

Charter, powers, and operation.

2142.	Board of directors provisions.
2143.	Credit delivery office.
2144.	Consolidation of functions.
2145.	Exchange of ownership interests.
2146.	Capitalization.
2147.	Patronage pools.
2148.	Transactions to accomplish merger.
2149.	Lending limits.
2149a.	Reports by merged banks for coopera-

### SUBCHAPTER IV—PROVISIONS APPLICABLE TO TWO OR MORE CLASSES OF INSTITUTIONS OF THE SYSTEM

tives.

### PART A-FUNDING

2151.	Revolving fund.
2152.	Repealed.
2153.	Power to borrow; issuance of notes, bonds, debentures, and other obligations.
2154.	Capital adequacy of banks and institutions.
2154a.	Capitalization of System institutions.
2155.	Liability of banks; United States not liable.
2156.	Repealed.
2157.	Bonds as investments.
2158.	Purchase and sale by Federal Reserve System.
2159.	Purchase and sale of obligations; additional powers.
2160.	Federal Farm Credit Banks Funding Corporation.
2161.	Repealed.
2162.	Protection of borrower stock.

PART B—DISSOLUTION

2181, 2182. Repealed.

Sec.		Sec.	
2183.	Dissolution; voluntary or involuntary liquidation; mergers; receiverships or	2252. 2253.	Powers and duties. Prior delegations.
	conservators.	2254.	Examinations.
2184. Communications with stockholders.		2255.	Conditions of other banks and lending institutions.
PART C—RIG	HTS OF BORROWERS; LOAN RESTRUCTURING	2256.	Consent to the availability of reports
2199.	Disclosure.	2257.	and to examinations.  Reports on conditions of institutions re-
2200. 2201.	Access to documents and information.  Notice of action on application.	2201.	ceiving loans or deposits.
2202.	Reconsideration of actions.	2257a.	Uniform financial reporting instruc-
2202a.	Restructuring distressed loans.	2258.	tions. Jurisdiction.
2202b.	Effect of restructuring on borrower stock.	2256. 2259.	State legislation.
2202c.	Review of restructuring denials.	2260.	Transferred.
2202d.	Protection of borrowers who meet all loan obligations.	PART C—	Enforcement Powers of Farm Credit
2202e.	Waiver of mediation rights by borrowers.		ADMINISTRATION
PART D—AC	TIVITIES OF INSTITUTIONS OF THE SYSTEM	2261. 2262.	Cease and desist proceedings.
2203.	Nomination of association directors; rep-	2262. 2263.	Temporary cease and desist orders. Enforcement of temporary cease and de-
2203.	resentative selection of nominees.		sist orders.
2204.	Repealed.	2264.	Suspension or removal of director or of-
2205.	Interest rates. Participation loans.	2265.	ficer. Suspension or removal of director or of-
2206. 2206a.	Authority of Farm Credit Banks and di-	2200.	ficer charged with felony.
	rect lender associations to participate	2266.	Hearings and judicial review.
	in loans to similar entities for risk	2267. 2268.	Jurisdiction and enforcement. Penalty.
2207.	management purposes. Young, beginning, and small farmers and	2269.	Further penalties.
2201.	ranchers.	2270.	Replacement of suspended or removed di-
2208.	Prohibition against use of signed ballots.	0071	rectors.
2209.	Compensation of bank directors.	2271. 2272.	Definitions. Notice of service.
P	ART E—SERVICE ORGANIZATIONS	2273.	Ancillary provisions; subpena power; etc.
2211.	Establishment.	2274.	Power to remove directors and officers.
2212.	Powers of Farm Credit Administration.		PART D—MISCELLANEOUS
2213.	Regulation and examination.	2275.	Government Accountability Office audit;
2214. 2214a.	State laws. "Bank" defined.	2210.	report to Congress.
	ARM CREDIT SYSTEM CAPITAL CORPORATION	2275a.	Transition rules relating to amendment of certain FCA approval authorities.
		2276.	Access to and examination by Comptrol-
2216 to 2216k.	Repeated.		ler General of books, documents, etc.,
	PART F—SALE OF INSURANCE		of farm credit system banks and institutions.
2218.	Lines of insurance.	PART	E—FARM CREDIT SYSTEM INSURANCE
	PART G—MISCELLANEOUS	11101	CORPORATION
2219.	Limitation on separate sale.	2277a.	Definitions.
2219a. 2219b.	Right of first refusal.  Application of uninsured accounts.	2277a-1.	Establishment of Farm Credit System
2219c.	Affirmative action.	2277a-2.	Insurance Corporation. Board of Directors.
2219d.	Encouragement of conservation prac-	2277a-3.	Commencement of insurance.
2219e.	tices. Liability for making criminal referrals.	2277a-4.	Premiums.
		2277a–5. 2277a–6.	Certification of premiums.  Overpayment and underpayment of pre-
BUDURAFTE	CR V—FARM CREDIT ADMINISTRATION ORGANIZATION		miums; remedies.
ъ		2277a-7.	General corporate powers.
	ART A—DISTRICT ORGANIZATION	2277a–8.	Conduct of corporate affairs; examination of System institutions.
2221 to 2227.	Transferred or Repealed.	2277a-9.	Insurance Fund.
	RM CREDIT ADMINISTRATION ORGANIZATION	2277a–10.	Powers of Corporation with respect to troubled insured System banks.
2241.	Farm Credit Administration.	2277a-10a.	Oversight actions by Corporation.
2242. 2243.	Farm Credit Administration Board. Powers of Board.	2277a–10b.	Authority to regulate golden parachute and indemnification payments.
2244.	Chairman; responsibilities; governing	2277a-11.	Investment of funds.
2245.	standards. Organization of Farm Credit Administra-	2277a-12.	Exemption from taxation.
	tion.	2277a–13. 2277a–14.	Omitted. Prohibitions.
2246.	Advisory committees.		ER VI—ASSISTANCE TO FARM CREDIT
2247. 2248.	Repealed. Seal of the Farm Credit Administration.	SOBOIIAI I.	SYSTEM
2249.	Administrative expenses.		PART A—ASSISTANCE BOARD
2250.	Farm Credit Administration operating	2279.	
2251.	expenses fund.  Quarters and facilities for the Farm	2278a. 2278a–1.	Establishment of Board. Purposes.
	Credit Administration.	2278a-2.	Board of Directors.

2279c-2.

2279d.

2279e

2279f.

2279g.

2279aa.

2279aa-1.

2279f-1.

ISTRATION BOARD

Reconsideration.

status.

SUBPART 4—TERMINATION AND DISSOLUTION OF

INSTITUTIONS

PART C-APPROVAL OF DISCLOSURE INFORMATION AND

issuance of charters.

Merger of similar banks.

PART D-MERGERS OF LIKE ENTITIES

PART E-TAXATION OF MERGER TRANSACTIONS

SECONDARY MARKET

PART A—ESTABLISHMENT AND ACTIVITIES OF FEDERAL

AGRICULTURAL MORTGAGE CORPORATION

Merger of similar associations.

empt from certain State taxes.
SUBCHAPTER VIII—AGRICULTURAL MORTGAGE

ISSUANCE OF CHARTERS BY THE FARM CREDIT ADMIN-

Termination of System institution

Approval of disclosure information and

Transactions to accomplish mergers ex-

Federal Agricultural Mortgage Corpora-

Page 1299	TITLE 12—BANK	S AND BAN	KING <b>§ 2001</b>
Sec.		Sec.	
2278a-3.	Corporate powers.	2279aa-2.	Board of directors.
2278a–4.	Certification of eligibility to issue pre- ferred stock.	2279aa–3.	Powers and duties of Corporation and Board.
2278a-5.	Assistance.	2279aa-4.	Stock issuance.
2278a-6.	Special powers.	2279aa-5.	Certification of agricultural mortgage
2278a-7.	Administration.		marketing facilities.
2278a-8.	Limitation of powers.	2279aa-6.	Guarantee of qualified loans.
2278a-9.	Succession.	2279aa–7.	Repealed.
2278a-10.	Effect of regulations; audits.	2279aa-8.	Standards for qualified loans.
2278a-11.	Exemption from taxation.	2279aa-9.	Exemption from restructuring and bor-
2278a-12.	Termination.		rowers rights provisions for pooled
2278a-13.	Transitional provisions.		loans.
PART B	FINANCIAL ASSISTANCE CORPORATION	2279aa–10.	Funding for guarantee; reserves of Corporation.
2278b.	Establishment of Corporation.	2279aa–11.	Supervision, examination, and report of
2278b-1.	Purpose.		condition.
2278b-2.	Board of Directors.	2279aa-12.	Securities in credit enhanced pools.
2278b-3.	Stock.	2279aa-13.	Authority to issue obligations to cover
2278b-4.	Corporate powers.		guarantee losses of Corporation.
2278b-5.	Accounts.	2279aa–14.	Federal jurisdiction.
2278b-6.	Debt obligations.	DADE D DI	EGULATION OF FINANCIAL SAFETY AND
2278b-7.	Preferred stock.		OF FEDERAL AGRICULTURAL MORTGAGE
2278b-8.	Payments.	CORPORATIO	
2278b-9.	One-time stock purchase.	CORPORATIO	JN
2278b-10.	Exemption from taxation.	2279bb.	Definitions.
2278b-11.	Termination.	2279bb-1.	Risk-based capital levels.
SIIDCHADA	ER VII—RESTRUCTURING OF SYSTEM	2279 bb2.	Minimum capital level.
BUBUIALI	INSTITUTIONS	2279bb-3.	Critical capital level.
	INSTITUTIONS	2279 bb4.	Enforcement levels.
Part A-	-Merger of Banks Within a District	2279bb-5.	Mandatory actions applicable to level II.
2279a.	Down to mone	2279bb-6.	Supervisory actions applicable to level
	Power to merge. Board of directors.		III.
2279a-1.		2297bb-7.	Recapitalization of Corporation.
2279a-2.	Powers of merged banks.	Danm C Dr	CONGEDIA TODOUT AND I TO
2279a–3. Capitalization. 2279a–4, 2279a–5. Repealed or Transferred.		UIDATION CORPORATION	
	-Mergers, Transfers of Assets, and		
Powers	S OF ASSOCIATIONS WITHIN A DISTRICT	2279cc.	Conservatorship; liquidation; receiver-
SUBPART 1—TRANSFERS BY FEDERAL LAND BANKS TO		6 0001 G	ship.
F.E	EDERAL LAND BANK ASSOCIATIONS		gressional declaration of policy and
2279b. 2279c.	Transfer of lending authority. Equalization of loan-making powers of certain district associations.	(a) It is declared to be the policy of the Co	
SUBPART 2—MERGER OF LIKE AND UNLIKE ASSOCIATIONS			gnizing that a prosperous, productive is essential to a free nation and rec-
2279c-1.	Merger of associations.	ognizing th	ne growing need for credit in rural
	SUBPART 3—RECONSIDERATION		the farmer-owned cooperative Farm sem be designed to accomplish the ob-

(a) It is declared to be the policy of the Congress, recognizing that a prosperous, productive agriculture is essential to a free nation and recognizing the growing need for credit in rural areas, that the farmer-owned cooperative Farm Credit System be designed to accomplish the objective of improving the income and well-being of American farmers and ranchers by furnishing sound, adequate, and constructive credit and closely related services to them, their cooperatives, and to selected farm-related businesses necessary for efficient farm operations.

(b) It is the objective of this chapter to continue to encourage farmer- and rancher-borrowers participation in the management, control, and ownership of a permanent system of credit for agriculture which will be responsive to the credit needs of all types of agricultural producers having a basis for credit, and to modernize and improve the authorizations and means for furnishing such credit and credit for housing in rural areas made available through the institutions constituting the Farm Credit System as herein provided.

(c) It is declared to be the policy of Congress that the credit needs of farmers, ranchers, and their cooperatives are best served if the institutions of the Farm Credit System provide equitable and competitive interest rates to eligible borrowers, taking into consideration the creditworthiness and access to alternative sources of credit for borrowers, the cost of funds, including